

Applicant : Christopher E. Schafer
Appl. No. : 10/697,376
Filed : October 30, 2003
Title : Improved Fluid Retaining Apparatus with Ball Valve

Grp./A.U. : 3753
Examiner : Price, Craig James
Docket No. : 14588/0006

Mail-Stop NON-FEE
Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

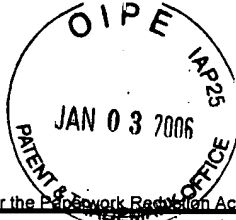
AMENDMENT

Sir:

In the matter of the above entitled application for United States Letters Patent and in response to the Office Action dated September 30, 2005, please enter the following amendments.

REMARKS

The Examiner's Office Action dated September 30, 2005, rejected claim 8 under 35 U.S.C. section 112, second paragraph, as being unclear as to what is meant by the limitation that "the upper tubular portion is adjustable" and unclear as to how the upper tubular portion is adjustable. Claim 8 has been amended to make clear that the upper tubular portion is adjustable by trimming, and that such trimming increases the flow of fluid. Because the upper tubular portion as claimed tapers inwardly, trimming removes tapering and thus adjusts the diameter of the upper tubular portion to a greater diameter. This amendment is supported by the last paragraph on page seven of the original application which explains the ability of a caregiver to



JFW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
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TRANSMITTAL FORM

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Total Number of Pages in This Submission

10

Application Number	10/697,376
Filing Date	10/30/2003
First Named Inventor	Christopher E. Schafer
Art Unit	3753
Examiner Name	Price, Craig James
Attorney Docket Number	14588/0006

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Claim Amendments Post Card
<input type="text"/> Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Brown, Winick, Graves, Gross, Baskerville and Schenebaum, P.L.C.		
Signature			
Printed name	G. Brian Pingel		
Date	12/29/2005	Reg. No.	26,216

CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	G. Brian Pingel	Date	12/29/2005

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